IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 31ST MAY 2007 / 10TH JYAISHTA 1929

Bail Appl..No. 3153 of 2007()

CRIME NO. 179 OF 2007 OF CHAVARA POLICE STATION

PETITIONERS/ACCUSED

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1. NISSAR, AGED 26, S/O.KASSIM PILLAI,
   VALIYAVILA PADEETTATHIL, MUKUNDAPURAM,
   CHAVARA.

2. ANAS, AGED 20 YEARS, S/O.SUBAIR,
   MENAMPALLY, CHAVARA.

BY ADV. SRI.A.AHZAR

RESPONDENTS:

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1. STATE OF KERALA,
   REPRESENTED BY PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

2. CIRCLE INSPECTOR OF POLICE,
   CHAVARA POLICE STATION,
   CHAVARA.

3. SUB INSPECTOR OF POLICE,
   CHAVARA POLICE STATION,
   CHAVARA.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 31/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 3153 of 2007

DATED: 31-05-2007

O R D E R

Petitioners who are accused Nos. 14 and A9 respectively in Crime No. 179 of 2007 of Chavara Police Station for offences punishable under Sections 143, 147, 148, 452, 307 and 120 B read with Sec. 149 I.P.C. , seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioners shall surrender before the investigating officer on any day between **6.6.07 and 8-6-07** for the purpose of interrogation and recovery of incriminating material, if any. The petitioners shall thereafter be produced on the same day before the Magistrate who shall consider and dispose of their application for regular bail on merits, preferably, on the same date on which it is filed.

This petition is disposed of as above.

V.RAMKUMAR, JUDGE

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